

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Syouzou NIWATA, et al.

Serial No.: 10/585,622

Group No. 2161

Filed: July 11, 2006

Examiner:

For: COMPUTER SYSTEM AND AUTOMATIC DATA BACKUP METHOD

Attorney Docket No.: U 016388-2

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the attached Form PTO-1449. Copies of the listed documents are also attached (first page only for U.S. Patent Documents).

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**CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- ☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. 1.8(a)**

- ☐ with sufficient postage as first class mail.

**37 C.F.R. 1.10\***

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**TRANSMISSION**

- ☐ transmitted by facsimile to the Patent and Trademark Office. to **(571)-273-8300**

**EFS-WEB**

- ☒ transmitted electronically

Date: February 3, 2010

Signature

Raymond A. DiPerna

(type or print name of person certifying)

Each of the listed documents was cited in an Office Action (entitled "Decision of Refusal") issued on November 17, 2009 from the Japanese Patent Office in connection with corresponding Japanese application 2004-016820. A copy of that Office Action is also attached, as is an English translation thereof.

The Office Action indicates the degree of relevance found by the foreign office and makes consideration of any non-English art required. MPEP 609.04(a)III.

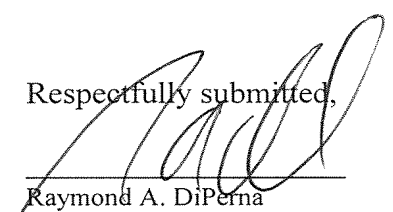
It is noted that the documents identified in the Office Action as References 1-4 were previously cited to the USPTO with the Information Disclosure Statement filed on November 16, 2009, and therefore are not again being cited on the attached form PTO-1449.

#### CONCLUSION

To the best of Applicants' knowledge, an Office Action on the merits has not yet been mailed. No fee is believed to be due in connection with this paper.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,



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